

# Fax

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<b>Fax:</b> (703) 308-9051	<b>Ref. No.</b> 3047-7983
<b>Phone:</b> (703) 305-3452	<b>Pages to Follow:</b> 6
<b>Date:</b> April <sup>26</sup> 22, 2000	<b>CC:</b>
<b>Re:</b> Application No. 08/822,778	

☐ **Urgent**    ☐ **For Review**    ☐ **Please Comment**    ☐ **Please Reply**    ☐ **Please Recycle**

● **Comments:** If you do not receive all the pages or if they are not readable, please advise immediately.

Per our telephone conversation, attached are copies of the IDS transmittal submitted to the Patent Office on August 28, 1998 and received by the Patent Office on September 1, 1998. I look forward to receiving the verification. Please call if you have any questions.

Sue A. Little  
Legal Assistant to R. Haferkamp

# OFFICIAL



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5286.doc

Serial No. 08/822778 Reg. No. \_\_\_\_\_ Do. No. 976149

Trademark in Film Magnetic Write H

In the Matter of Indeck (WU)

The following has been received there on the date stamped hereon:

<input type="checkbox"/> Affidavit	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Affidavit under Section 8 & 15	<input type="checkbox"/> Declaration & Power of Attorney
<input type="checkbox"/> Amendment	<input type="checkbox"/> Petition
<input type="checkbox"/> Assignment	<input checked="" type="checkbox"/> IDS w/ 1 ref
<input type="checkbox"/> Maintenance Fee Transmittal	<input type="checkbox"/> Statement of Use
<input checked="" type="checkbox"/> Check <u>\$240.00</u> <u>#27918</u>	<input type="checkbox"/> Renewal Application
<input type="checkbox"/> Issue Fee Transmittal	<input type="checkbox"/> Trademark Application
<input type="checkbox"/> Drawings _____ Sheet(s) (Formal; Informal)	<input type="checkbox"/> Patent Application
<input type="checkbox"/> Notice of Opposition	<input type="checkbox"/> Response
<input type="checkbox"/> Letter	<input type="checkbox"/> Specimens
<input type="checkbox"/> Motion	<input type="checkbox"/> Small Entity
<input checked="" type="checkbox"/> Transmittal	

**PTO** **SEP 01 1998** **PATENT & TRADEMARK OFFICE**

**POSTED**

**SEP 09 1998**

Sal 8-28-98

# OFFICIAL

Practitioner's Docket No. 976149 **PATENT**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Indeck

Serial No: 0 8 / 822,778

Group No.: 2754

Filed: 03/21/97

Examiner: Klimowicz

For: THIN FILM MAGNETIC WRITE HEAD WITH PRECONDITIONING GAP

Assistant Commissioner for Patents  
 Washington, D.C. 20231

**OFFICIAL**

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
 BEFORE MAILING DATE OF EITHER A FINAL ACTION  
 OR NOTICE OF ALLOWANCE (37 C.F.R. 1.97(c))**

NOTE: An information disclosure statement shall be considered by the Office if filed . . . before the mailing date of either (1) a final action under § 1.113 or (2) a notice of allowance under § 1.311, whichever occurs first, provided the statement is accompanied by either a statement as specified in paragraph (e) of section 1.97 or the fee set forth in § 1.17(p).

NOTE: "If a final action or notice of allowance is mailed in an application and later withdrawn, the application will be considered as not having had a final action or notice of allowance mailed for purposes of considering an information disclosure statement." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

NOTE: "If information submitted during the period set forth in 37 C.F.R. 1.97(c) with a certification is used in a new ground of rejection on unamended claims, the next Office action will not be made final since in this situation it is clear that applicant has submitted the information to the office promptly after it has become known and the information is being submitted prior to a final determination on patentability by the Office. However, the information submitted with a certification can be used in a new ground of rejection and the next Office action made final, [i]f the new ground of rejection was necessitated by amendment of the application by applicant. Where the information is submitted during this period with a fee, the examiner may use the information submitted, e.g., printed publication or evidence of public use, and make the next Office action final whether or not the claims have been amended, provided that no other new ground of rejection which was not necessitated by amendment to the claims is introduced by the examiner. See MPEP 706.07(a). If a new ground of rejection is introduced that is neither necessitated by an amendment to the claims nor based on the information submitted with the fee set forth in 37 C.F.R. 1.17(p), the Office action shall not be made final." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))**

I hereby certify that this correspondence is, on the date shown below, being:

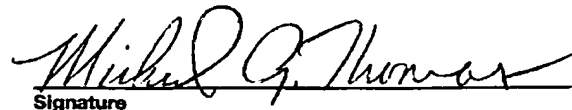
**MAILING**

☒ deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

**FACSIMILE**

☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 8-28-98

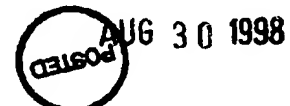


Signature

Michael J. Thomas, Reg. No. 39,857

(type or print name of person certifying)

(Transmittal of Information Disclosure Statement before Mailing Date of Either a Final Action Or Notice of Allowance [6-4]—page 1 of 3)



**WARNING:** "A petition for suspension of action to allow applicant time to submit an information disclosure statement will be denied as failing to present good and sufficient reasons, since 37 C.F.R. 1.97 provides adequate recourse for the timely submission of prior art for consideration by the examiner." Notice of July 6, 1992 (1141 O.G. 63).

### TIME OF TRANSMITTAL OF ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed **after** three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but **before** the mailing date of either:
  - (1) a final action under § 1.113 or
  - (2) a notice of allowance under § 1.311,
 whichever occurs first.

### STATEMENT OR FEE

2. Accompanying this transmittal is

(check either A or B below)

- A. ☐ a statement as specified in 37 C.F.R. 1.97(e).

**OR**

- B. ☒ the fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement under § 1.97(c). (\$240.00).

### FEE PAYMENT

(complete this item, if applicable)

3. Applicant elects the option to pay the fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement under § 1.97(c) (\$240.00).

Fee due \$ 240.00

### METHOD OF PAYMENT OF FEE

4.

☒ Attached is a check in the amount of \$ 240.00.

☐ Charge Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.

A duplicate of this request is attached.

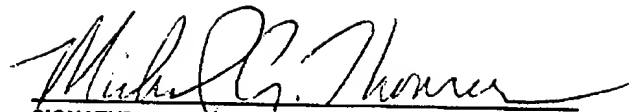
If any additional fees are due, please charge Account 18-1829

(Transmittal of Information Disclosure Statement before Mailing Date of Either a Final Action Or Notice of Allowance [6-4]—page 2 of 3)

Reg. No. 39,857

Tel. No.: (314) 727-5188

Customer No.:



SIGNATURE OF PRACTITIONER

Michael J. Thomas, Reg. No. 39,857

*(type or print name of practitioner)*

Howell & Haferkamp, L.C.

7733 Forsyth Boulevard, Suite 1400

P.O. Address

St. Louis, Missouri 63105

(Transmittal of Information Disclosure Statement before Mailing Date of Either a Final Action Or Notice of Allowance [6-4]—page 3 of 3)

PATENT

Page 1 of 1

# LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT

ATTORNEY'S DOCKET NO.:  
3047-6149

Applicant:  
Indeck

Serial No.:  
08/822,778

Filing Date:  
3/21/1997

Group Art Unit:  
2754

## U.S. PATENT DOCUMENTS

Examiner Initial		Document Number:	Date:	Name:	Class:	Sub-Class:	Filing Date:
	AA	5,315,469	05/24/94	McNeil			07/25/91
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AO						
	AP						

## FOREIGN PATENT DOCUMENTS

		Document Number:	Date:	Country:	Class:	Sub-Class:	Translation:
	AQ						

## OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, etc.)

	AR	
	AS	
	AT	

EXAMINER:

DATE CONSIDERED:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of the form with next communication to applicant.